

Application/Control Number: 10/645,035

Art Unit: 3657

Amendment Dated: December 10, 2010

**AMENDMENTS TO THE DRAWINGS**

Please replace FIGS. 4-5 currently on file with FIGS 4-5 submitted herewith.

Reference numeral 85 in FIG. 5 has been replaced with reference numeral 85a so as to avoid duplication of reference numeral 85 in FIG. 2. No new matter has been entered.

**AMENDMENTS TO THE DISCLOSURE**

Please replace first paragraph on page 15 line 1-8 with the following paragraph:

wear resistant member 96 of predetermined material is attached to such edge portions 84 and 94, as shown in FIG. 4, to substantially minimize damage to edge surfaces 70 and 78 during railway vehicle motion. Yet alternatively, damage to edge surfaces 70 and 78 is substantially minimized by such simple edge portions 84 and 94 having second surface portions [[85]] 85a and 95 substantially perpendicular to the edge surfaces 84 and 94 respectively as shown in FIG. 5.

**REMARKS**

Applicant thanks the Examiner for a telephonic interview on December 10, 2010 to review the merits of the Office Action dated November 9, 2010.

Applicant believes that agreements have been reached regarding the objections to the drawings and rejections under 35 U.S.C. 1st and 2d paragraphs. The substance of this agreement is reflected in the amendments to the claims and remarks.

Specifically, Applicant's representative clarified that elongated flange of claims 6, 9, 26, 29 and 30 is an element referenced with numeral 85, best shown in FIG. 2. Accordingly, FIG. 5 has been amended to replace reference numeral 85 with reference numeral 85a. Disclosure has been amended on page 15 line 6 in concert with amendment to FIG. 5. No new matter has been entered.

Claim 6 has been amended to remove limitation of --third-- and --first-- plate members.

Claims 1 and 5 have been canceled in response to this Office Action.

### CONCLUSIONS

In view of the above amendments to the drawings, disclosure, claims and the remarks associated therewith, Applicant believes that claims 6, 9-13, 16-18 and 26-30 are in a condition for allowance and respectfully requests that this application is to be passed to issue.

In the event the Examiner has difficulties with the amendment, the Examiner is invited to contact the undersigned agent by telephone at 847-687-8804 to resolve any remaining questions or issues by interview and/or by Examiner's amendment as to any matter that will expedite the completion of the prosecution of the application.

Respectfully submitted,



By: \_\_\_\_\_  
Alexander Pokot  
Agent for Applicant  
Reg. No. 54,376

JAMES RAY & ASSOCIATES  
2640 PITCAIRN ROAD  
MONROEVILLE, PA 15146  
TELEPHONE: 412-380-0725  
FACSIMILE: 412-380-0748